

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

JUN 26 2007

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte AKIHIKO TANIGUCHI, KAZUMA GOTO,
MASAYA FUJIOKA and SHUNICHI HIGASHIYAMA

Application 10/643,291

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on June 18, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

An Information Disclosure Statement (IDS) was filed September 8, 2006. It is not apparent from the record that the examiner considered the statement submitted or notified applicants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

Application 10/643,291

Accordingly, it is

ORDERED that the application is being returned to the Examiner for consideration of the Information Disclosure Statement filed September 8, 2006, 2007, and for such further action as may be appropriate.

**BOARD OF PATENT APPEALS
AND INTERFERENCES**

By: Patrick J. Nolan
PATRICK J. NOLAN
Deputy Chief Appeals Administrator
(571) 272-9797

PJN/gjh

REED SMITH, LLP
ATTN: PATENT RECORDS DEPARTMENT
599 LEXINGTON AVENUE, 29TH FLOOR
NEW YORK, NY 10022-7650